

PROPOSITION 102
SENATE CONCURRENT RESOLUTION 1001
standing; federal violation; damages

ANALYSIS BY LEGISLATIVE COUNCIL

A person who wins a civil lawsuit may receive two types of damages—compensatory and punitive. Compensatory damages are awarded to compensate the injured party for the injuries sustained by making good or replacing the loss caused by the injury. Punitive damages are awarded in excess of compensatory damages to punish the person sued for a serious wrong and to discourage others from engaging in similar wrongful conduct.

Proposition 102 would prohibit a person who wins a civil lawsuit from receiving punitive damages if the person is present in this state in violation of federal immigration law related to improper entry.